

TENTATIVE RULINGS for CIVIL LAW and MOTION
April 26, 2010

Pursuant to Yolo County Local Rules, the following tentative rulings will become the order of the court unless, by 4:00 p.m. on the court day before the hearing, a party requests a hearing and notifies other counsel of the hearing. To request a hearing, you must contact the clerk of the department where the hearing is to be held. Copies of the tentative rulings will be posted at the entrance to the courtroom and on the Yolo Courts Website, at www.yolo.courts.ca.gov. If you are scheduled to appear and there is no tentative ruling in your case, you should appear as scheduled.

Telephone number for the clerk in Department One: (530) 406-6888

TENTATIVE RULING

Case: **People v. Broderick Boys**
Case No. CV CV 04-2085

Hearing Date: **April 26, 2010** **Department One** **11:00 a.m.**

Counsel are directed to appear and to be prepared to discuss deadlines for the filing of trial documents, including trial statements, witness lists, exhibit logs, an agreed statement of the case, and *in limine* motions. The Court will issue an order after hearing setting forth future dates and deadlines.

At the March 25, 2010, case management conference, the People voluntarily agreed to disclose certain information. Pursuant to the People's voluntary offer of discovery, the People shall disclose to defense counsel the names *and addresses* of their witnesses (previously filed with the Court under seal) **by 4:30 p.m. on May 3, 2010**, except for the addresses for law enforcement officers who were victims as civilians. The People may continue to redact (i) the social security and drivers license numbers of witnesses, and (ii) the address and social security and drivers license numbers of any law enforcement officer who was a victim while a civilian. Pursuant to the People's voluntary offer, the People shall provide to defense counsel, **by 4:30 p.m. on May 3, 2010**, all additional documents responsive to defendants' previous discovery requests, which have not already been produced, subject to the limited redactions described in the previous sentence.

The Court is inclined to require the People to produce unredacted copies of all documents previously produced, i.e., unredacted as to address and contact information. If the People object to such production, the People shall be prepared to address, with citation to relevant legal authority, why they should not produce unredacted copies of previously-produced documents.

Defendants may depose the People's witnesses subject to the terms of the protective order.

The Court is inclined to grant Timothy Acuna's motion to reopen discovery based, in part, on the representation that granting the motion will not require the Court to continue the present trial date. Mr. Acuna's motion states that in addition to taking some limited depositions, he may compel the production of additional information from the plaintiff. Counsel for Mr. Acuna

is directed to appear to specify what additional information he will seek to compel and what depositions he wishes to take.